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July 5, 2022

VIA ECF

The Honorable John G. Koeltl
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

APPLICATION GRANTED
SO ORDERED


John G. Koeltl, U.S.D.J.

7/5/22

Re: United States v. Benjamin Delo, No. 20 Cr. 500-002 (JGK)

Dear Judge Koeltl:

We write pursuant to Rule 59(e) of the Federal Rules of Criminal Procedure to request an amendment to the Judgment in a Criminal Case (ECF No. 360) entered in the above-referenced matter against Mr. Delo. Specifically, we request that Standard Condition of Supervision Number 8 not apply to contact with Messrs. Hayes and Reed, who are co-defendants with Mr. Delo as well as Mr. Delo's business partners. The Court noted during Mr. Delo's sentencing hearing (Delo Sentencing Hr'g Tr. at 30:16-19) that it had changed Standard Condition of Supervision Number 8 for co-defendant Hayes to allow Mr. Hayes to maintain contact with Messrs. Delo and Reed without obtaining permission from his probation officer. (See ECF No. 344 at 2.) We respectfully request that the same change be made to Mr. Delo's judgment to reflect that Standard Condition of Supervision Number 8 not apply to contact with Messrs. Hayes and Reed.

Respectfully submitted,

/s/ Patrick J. Smith

Patrick J. Smith
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